Administration and Regulation Appropriations Bill House File 2521

Last Action:

Senate Appropriations
Committee

March 23, 2006

An Act relating to and making appropriations to certain State departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and providing an effective date.

Fiscal Services Division
Legislative Services Agency

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at http://www3.legis.state.ia.us/noba/index.jsp

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EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE FILE 2521 ADMINISTRATION AND REGULATION APPROPS BILL

FUNDING SUMMARY

MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS

- Appropriates a total of \$82.2 million from the General Fund and 1,887.6 FTE positions. This is decrease of \$3.3 million and 5.9 FTE positions compared to estimated FY 2006. This Bill also appropriates a total of \$19.6 million from other funds. This is an increase of \$5.9 million compared to estimated FY 2006.
- Makes the following General Fund increases or decreases for FY 2006.

• Department of Administrative Services (DAS)

• Authorizes the Department to expend up to \$359,560 per fiscal year from FY 2007 through FY 2010, and an additional amount not to exceed \$91,810 in FY 2011, from the startup funding for the DAS revolving funds, in addition to the regular appropriation. Specifies that expenditure of these funds be considered repayment to the General Fund of the start-up funds deposited in the DAS revolving funds. (Page 2, Line 3 through Page 2, Line 22)

· Ethics and Campaign Disclosure Board

• An increase of \$10,000 to cover increased lease costs, additional Board expenses, and maintenance for the electronic filing system. (Page 4, Line 4)

. Department of Commerce

- An increase of \$163,000 in the Division of Banking for replacement of laptop computers to comply with Federal Deposit Insurance Corporation (FDIC) guidelines and replacement of a postage machine to meet new postal requirements. (Page 4, Line 26)
- A decrease of \$70,000 from the merger of the Professional Licensing Division with the Banking Division and the elimination of a Division Administrator. (Page 5, Line 27)

· Department of Human Rights

• An increase of \$271,000 and 3.0 FTE positions for a new Iowa Criminal Justice Information Systems Integration Initiative. (Page 10, Line 4)

· Department of Inspections and Appeals

- An increase of \$40,000 for racetrack regulation. All costs are reimbursed to the General Fund through billings of racetracks and casinos. (Page 12, Line 12)
- An increase of \$707,000 for river boat regulation. All costs are reimbursed to the General Fund through billings of riverboat casinos. (Page 12, Line 24)

EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE FILE 2521 ADMINISTRATION AND REGULATION APPROPS BILL

MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS (CONTINUED)

INTENT LANGUAGE

. Department of Management

- A decrease of \$108,000 from Performance Audits due to unfilled positions. (Page 14, Line 31)
- An increase of \$108,000 for LEAN Process Improvement. (Page 15, Line 2)

. Department of Revenue

- A decrease of \$4.2 million for Collection Services, which will operate as an enterprise. (Page 15, Line 20)
- An increase of \$70,000 for rent for the Morgan Street office where tax records are kept. (Page 15, Line 20)
- An increase of \$277,000 to fund a statewide Property Assessment Appeal Board established in HF 868 (Grow Iowa Values Fund Act) created during the 2005 Legislative Session.
 (Page 15, Line 20)

· Iowa Public Employees' Retirements System

- An increase of \$5.9 million to continue a multi-year computer upgrade. (Page 17, Line 23)
- Specifies that the DAS reduce utility costs by 10.0% through energy conservation practices. (Page 1, Line 17)
- Specifies that Funds received by the DAS for workers' compensation purposes be used for the payment of workers' compensation claims and administrative costs. (Page 1, Line 29)
- Requires all fees collected for IowAccess projects to be deposited into the IowAccess Revolving Fund. (Page 3, Line 8)
- Permits the Auditor of State to add additional staff and expend additional funds to conduct reimbursable audits. Requires notification of the Department of Management, the Legislative Services Agency, and the Fiscal Committee when positions are added. (Page 3, Line 28)
- Permits the Insurance Division to reallocate staff to meet accreditation standards and permits examination expenditures of the Division to exceed revenues if the expenditures are reimbursable. Requires notification of the DOM, LSA, and Fiscal Committee when expenses exceed revenues and provide a justification. (Page 5, Line 9)
- Permits the Utilities Division to expend additional funds for examinations if the funds are reimbursable. Requires notification of the DOM, LSA, and Fiscal Committee when expenses exceed revenues and provide a justification. (Page 6, Line 4)

EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

HOUSE FILE 2521 ADMINISTRATION AND REGULATION APPROPS BILL

REQUIRED REPORTS

- Requires the Department of Revenue to provide a report to the General Assembly on the Department's progress towards developing a Tax Credit Tracking System by January 1, 2007. (Page 15, Line 33)
- Requires the Department of Revenue Collection Services Enterprise to report annually to the Legislative Fiscal Committee and the Legislative Services Agency on any additional positions added and the costs incurred during the previous fiscal year. (Page 21, Line 16)
- Requires the departments within the Administration and Regulation Appropriations Subcommittee to review their short-term use of vehicles and revise their polices on short-term use to maximize cost savings. The departments are required to issue an initial report by December 1, 2006, and a follow-up report by December 1, 2007, to the Government Oversight Committee on their policy revisions and the savings realized from the changes. (Page 18, Line 11)

SIGNIFICANT CHANGES TO THE CODE OF IOWA

- *Department of Revenue*: Allows for the Collections Services Unit to operate as an enterprise. (Page 18 Line 30 through Page 21 Line 33)
- *Department of Commerce*: Merges the Professional Licensing Division with the Banking Division and eliminates the Professional Licensing Division Administrator. (Page 22, Line 1 through Page 34, Line 9)
- *Department of Management*: Provides that unspent funds appropriated for performance audits to the DOM for FY 2006 will not revert, but remain available for expenditure for this purpose in FY 2007. (Page 18, Line 18)

EFFECTIVE DATE

• Specifies that Section 25, relating to nonreversion of funds appropriated for performance audits, takes effect upon enactment. (Page 18, Line 25)

House File 2521

House File 2521 provides for the following changes to the <u>Code of Iowa</u>.

Page #	Line #	Bill Section	Action	Code Section	Description
1	29	1.5	Nwthstnd	Sec. 8.33	Nonreversion of Workers' Compensation Funds
2	31	4.1	Nwthstnd	Sec. 321A.3 (1)	Allocation of Funds for IowAccess
16	34	21	Nwthstnd	Sec. 490.122(1)(a and s) and 504.113(1)(a,c,d,j,k,l,m)	
17	35	24	Amends	Sec. 421.17(27)(a,c,d,e,g, and h), Code Supplement 2005	Local Government Debt Collection
18	18	25	Adds	Sec. 32, Chapter 179	Nonreversion of Performance Audit Funds
18	30	27	Amends	Sec. 421.17(27)(a,c,d,e,g, and h), Code Supplement 2005	Local Government Debt Collection
21	16	28	Adds	Sec. 421.17(27)(j), Code Supplement 2005	Standing Appropriation for Debt Collection
21	28	29	Amends	Sec. 422.26	Lien Recording Fees
22	1	30	Amends	Sec. 8A.412(19), Code Supplement 2005	Banking Division Reorganization
22	8	31	Amends	Sec. 524.208	Banking Division Reorganization
22	23	32	Amends	Sec. 524.211(5)	Banking Division Reorganization
22	33	33	Amends	Sec. 534.401(1)	Banking Division Reorganization
23	6	34	Amends	Sec. 542.4(1 and 6)	Banking Division Reorganization
24	27	35	Amends	Sec. 542B.3	Banking Division Reorganization
25	19	36	Amends	Sec. 542B.9	Banking Division Reorganization
25	32	37	Amends	Sec. 543B.8, Code Supplement 2005	Banking Division Reorganization
27	4	38	Amends	543B.54	Banking Division Reorganization
27	26	39	Amends	Sec. 543D.4	Banking Division Reorganization
27	33	40	Amends	Sec. 544A.1	Banking Division Reorganization
28	11	41	Amends	Sec. 544A.5	Banking Division Reorganization
28	27	42	Amends	Sec. 544B.3	Banking Division Reorganization
29	13	43	Amends	Sec. 544B.5	Banking Division Reorganization

Page #	Line#	Bill Section	Action	Code Section	Description
29	31	44	Amends	Sec. 544C.1(2), Code Supplement 2005	Banking Division Reorganization
30	1	45	Amends	Sec. 544C.2(1), Code Supplement 2005	Banking Division Reorganization
30	12	46	Amends	Sec. 544C.3, Code Supplement 2005	Banking Division Reorganization
30	17	47	Amends	Sec. 544C.5, Code Supplement 2005	Banking Division Reorganization
30	28	48	Repeals	Sec. 546.2(3)(g), Code Supplement 2005	Banking Division Reorganization
30	30	49	Amends	Sec. 546.3	Banking Division Reorganization
31	15	50	Amends	546.5	Banking Division Reorganization
31	23	51	Amends	Sec. 546.10, Code Supplement 2005	Banking Division Reorganization

1	1	DIVISION I	
1	2	ADMINISTRATION AND REGULATION APPROPRIATIONS	
1	-	Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES. There	
		is appropriated from the general fund of the state to the	
		department of administrative services for the fiscal year	
1		beginning July 1, 2006, and ending June 30, 2007, the	
		following amounts, or so much thereof as is necessary, to be	
1	8	used for the purposes designated:	
1	a	For salaries, support, maintenance, and miscellaneous	General Fund appropriation to the Department of Administrative
		purposes, and for not more than the following full-time	Services (DAS).
		equivalent positions:	
		\$ 5,048,824	DETAIL: Maintains the current level of General Fund support and a
		FTEs 443.68	decrease of 12.58 FTE positions.
•			
		UTILITY COSTS	General Fund appropriation for the Utilities Account of the DAS.
		2. For the payment of utility costs:	DETAIL Maintains the gurment level of Canaval Fund gurment
1	16	\$ 3,080,865	DETAIL: Maintains the current level of General Fund support.
1	17	It is the intent of the general assembly that the	Specifies the intent of the General Assembly that the Department
		department shall reduce utility costs through energy	reduce utility costs by 10.0% through energy conservation practices.
		conservation practices. The goal of the general assembly is	
		to reduce energy use by ten percent to save money, conserve	
		energy resources, and reduce pollution.	
•		onorgy recourses, and recues penalism	
		3. For financial administration duties:	General Fund appropriation to the Distribution Account of the DAS.
1	23	\$ 200,000	DETAIL: Maintains current level of General Fund support.
			22 maintaine can one for or constant and support.
1	24	4. Members of the general assembly serving as members of	Authorizes members of the General Assembly to receive per diem,
		the deferred compensation advisory board shall be entitled to	travel expenses, and actual expenses while performing official duties
		receive per diem and necessary travel and actual expenses	as members of the Deferred Compensation Advisory Board.
		pursuant to section 2.10, subsection 5, while carrying out	as members of the Boronou Compensation / turnorly Bould.
ı	41	pursuant to section 2. 10, subsection 5, write carrying out	

- 1 28 their official duties as members of the board.
- 1 29 5. Any funds and premiums collected by the department for
- 1 30 workers' compensation shall be segregated into a separate
- 1 31 workers' compensation fund in the state treasury to be used
- 1 32 for payment of state employees' workers' compensation claims
- 1 33 and administrative costs. Notwithstanding section 8.33.
- 1 34 unencumbered or unobligated moneys remaining in this workers'
- 1 35 compensation fund at the end of the fiscal year shall not
- 2 1 revert but shall be available for expenditure for purposes of
- 2 2 the fund for subsequent fiscal years.

2 3 Sec. 2. DEPARTMENTAL START-UP FUNDING -- REVOLVING FUNDS.

- 2 4 1. In addition to the amount appropriated to the
- 2 5 department of administrative services in section 1, subsection
- 2 6 1 of this Act, the department is authorized to expend an
- 2 7 additional amount not to exceed \$359,560 per fiscal year for
- 2 8 the purposes of the department for the fiscal period
- 2 9 commencing July 1, 2006, and ending June 30, 2010, and an
- 2 10 additional amount not to exceed \$91,810 for the fiscal year
- 2 11 commencing July 1, 2010. Such amounts shall be expended from
- 2 12 general fund moneys deposited in revolving funds under the
- 2 13 control of the department that were appropriated to the
- 2 14 department pursuant to 2004 lowa Acts, chapter 1175, section
- 2 15 2.
- 2 16 2. Amounts expended pursuant to this section shall be
- 2 17 considered repayment amounts to the general fund and shall
- 2 18 reduce the total amount to be repaid to the general fund until
- 2 19 such time as the total amount of the general fund moneys
- 2 20 deposited in revolving funds under the control of the
- 2 21 department that were appropriated to the department pursuant
- 2 22 to 2004 lowa Acts, chapter 1175, section 2, are repaid.

CODE: Requires excess funds from the DAS Workers' Compensation Fund at the end of the fiscal year to carry forward for payment of workers' compensation claims and administrative costs.

Specifies the intent of the General Assembly that any funds received by the DAS for workers' compensation purposes be used for the payment of workers' compensation claims and administrative costs.

Authorizes the Department to expend up to \$359,560 per fiscal year from FY 2007 through FY 2010, and an additional amount not to exceed \$91,810 in FY 2011, from the startup funding for the DAS revolving funds, in addition to the regular appropriation.

Specifies that expenditure of these funds be considered repayment to the General Fund of the start-up funds deposited in the DAS revolving funds.

- 2 23 Sec. 3. REVOLVING FUNDS. There is appropriated to the
- 2 24 department of administrative services for the fiscal year
- 2 25 beginning July 1, 2006, and ending June 30, 2007, from the
- 2 26 revolving funds designated in chapter 8A and from internal
- 2 27 service funds created by the department, such amounts as the
- 2 28 department deems necessary for the operation of the department
- 2 29 consistent with the requirements of chapter 8A.

2 30 Sec. 4. FUNDING FOR IOWACCESS.

- 2 31 1. Notwithstanding section 321A.3, subsection 1, for the
- 2 32 fiscal year beginning July 1, 2006, and ending June 30, 2007,
- 2 33 the first \$1,000,000 collected and transferred by the
- 2 34 department of transportation to the treasurer of state with
- 2 35 respect to the fees for transactions involving the furnishing
- 3 1 of a certified abstract of a vehicle operating record under
- 3 2 section 321A.3, subsection 1, shall be transferred to the
- 3 3 lowAccess revolving fund established by section 8A.224 and
- 3 4 administered by the department of administrative services for
- 3 5 the purposes of developing, implementing, maintaining, and
- 3 6 expanding electronic access to government records as provided
- 3 7 by law.
- 3 8 2. All fees collected with respect to transactions
- 3 9 involving lowAccess shall be deposited in the lowAccess
- 3 10 revolving fund and shall be used only for the support of
- 3 11 lowAccess projects.
- 3 12 Sec. 5. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION
- 3 13 CHARGE. For the fiscal year beginning July 1, 2006, and
- 3 14 ending June 30, 2007, the monthly per contract administrative
- 3 15 charge which may be assessed by the department of
- 3 16 administrative services shall be \$2.00 per contract on all
- 3 17 health insurance plans administered by the department.

Permits the DAS to use resources in the revolving funds and internal service funds created by the Department for operational purposes.

CODE: Requires the first \$1,000,000 collected by the Department of Transportation from the sale of certified driver's records to be allocated to the lowAccess Revolving Fund for developing, implementing, maintaining, and expanding electronic access to government records.

Requires all fees relating to transactions involving lowAccess to be deposited into the lowAccess Revolving Fund for use in projects.

Permits the DAS to charge \$2.00 per health insurance contract administered by the Department per month.

3 18 Sec. 6. AUDITOR OF STATE. There is appropriated from the

- 3 19 general fund of the state to the office of the auditor of
- 3 20 state for the fiscal year beginning July 1, 2006, and ending
- 3 21 June 30, 2007, the following amount, or so much thereof as is
- 3 22 necessary, to be used for the purposes designated:

3 23 For salaries, support, maintenance, and miscellaneous

- 3 24 purposes, and for not more than the following full-time
- 3 25 equivalent positions:

3 26\$ 1,207,341

3 27 FTEs 102.50

General Fund appropriation to the Auditor of State.

DETAIL: Maintains the current level of General Fund support and FTE positions.

- 3 28 The auditor of state may retain additional full-time
- 3 29 equivalent positions as is reasonable and necessary to perform
- 3 30 governmental subdivision audits which are reimbursable
- 3 31 pursuant to section 11.20 or 11.21, to perform audits which
- 3 32 are requested by and reimbursable from the federal government,
- 3 33 and to perform work requested by and reimbursable from
- 3 34 departments or agencies pursuant to section 11.5A or 11.5B.
- 3 35 The auditor of state shall notify the department of
- 4 1 management, the legislative fiscal committee, and the
- 4 2 legislative services agency of the additional full-time
- 4 3 equivalent positions retained.

Permits the State Auditor to add additional staff and expend additional funds to conduct reimbursable audits. Requires the Office to notify the Department of Management (DOM), the Legislative Fiscal Committee, and the Legislative Services Agency (LSA) when additional positions are retained.

- 4 4 Sec. 7. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
- 4 5 is appropriated from the general fund of the state to the lowa
- 4 6 ethics and campaign disclosure board for the fiscal year
- 4 7 beginning July 1, 2006, and ending June 30, 2007, the
- 4 8 following amount, or so much thereof as is necessary, for the
- 4 9 purposes designated:
- 4 10 For salaries, support, maintenance, and miscellaneous
- 4 11 purposes, and for not more than the following full-time

General Fund appropriation to the Iowa Ethics and Campaign Disclosure Board.

DETAIL: This is an increase of \$10,033 and no change in FTE positions compared to the estimated FY 2006 General Fund appropriation for increases in lease costs for office space, support costs for the Board, and technology costs.

4 13 \$ 497,056 4 14 FTEs 4 15 Sec. 8. DEPARTMENT OF COMMERCE. There is appropriated 4 16 from the general fund of the state to the department of 4 17 commerce for the fiscal year beginning July 1, 2006, and 4 18 ending June 30, 2007, the following amounts, or so much 4 19 thereof as is necessary, for the purposes designated: General Fund appropriation to the Alcoholic Beverages Division of the 4 20 1. ALCOHOLIC BEVERAGES DIVISION Department of Commerce. 4 21 For salaries, support, maintenance, and miscellaneous 4 22 purposes, and for not more than the following full-time DETAIL: Maintains the current level of General Fund support and a 4 23 equivalent positions: decrease of 5.00 FTE positions. 4 24 \$ 1,930,962 4 25 FTEs 36.00 General Fund appropriation to the Banking Division of the Department 4 26 2. BANKING DIVISION 4 27 For salaries, support, maintenance, and miscellaneous

4 32 3. CREDIT UNION DIVISION

4 33 For salaries, support, maintenance, and miscellaneous

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4 34 purposes, and for not more than the following full-time

4 28 purposes, and for not more than the following full-time

4 35 equivalent positions:

4 29 equivalent positions:

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4 12 equivalent positions:

1 \$ 1,455,874

4 30 \$ 7,222,008

4 31 FTEs 71.00

5 2 FTEs 18.00

5 3 4. INSURANCE DIVISION

Explanation

of Commerce.

DETAIL: This is an increase of \$162,500 and no change in FTE positions compared to the estimated FY 2006 General Fund appropriation for new laptop computers and a postage machine to comply with federal requirements.

General Fund appropriation to the Credit Union Division of the Department of Commerce.

DETAIL: Maintains the current level of General Fund support and a decrease of 6.00 FTE positions.

General Fund appropriation to the Insurance Division of the Department of Commerce.

DETAIL: Maintains the current level of General Fund support and FTE positions.

Permits the Insurance Division to reallocate FTE positions as necessary to meet national accreditation standards. Also, permits examination expenditures of the Division to exceed revenues if the expenditures are reimbursable. The Division is required to notify the DOM, the LSA, and the Legislative Fiscal Committee of the need for examination expenses to exceed revenues and must provide justification and an estimate of the excess expenditures.

 $5\ 18\ (1)$ Notifies the department of management, the legislative

5 19 services agency, and the legislative fiscal committee of the

5 20 need for the expenditures.

5 21 (2) Files with each of the entities named in subparagraph

5 22 (1) the legislative and regulatory justification for the

5 23 expenditures, along with an estimate of the expenditures.

Allocates \$10,000 from the Insurance Division's examination receipts for the payment of annual dues for the National Council of Insurance Legislators (NCOIL).

DETAIL: Fees deposited into the General Fund will be reduced by \$10.000.

General Fund appropriation to the Professional Licensing and Regulation Bureau of the Banking Division of the Department of Commerce.

DETAIL: This is a decrease of \$70,000 and an increase of 0.75 FTE position compared to the estimated FY 2006 General Fund appropriation to reflect the transfer of the Professional Licensing and

- 5 24 c. The insurance division shall allocate \$10,000 from the
- 5 25 examination receipts for the payment of its fees to the
- 5 26 national council of insurance legislators.
- 5 27 5. PROFESSIONAL LICENSING AND REGULATION BUREAU
- 5 28 For salaries, support, maintenance, and miscellaneous
- 5 29 purposes, and for not more than the following full-time
- 5 30 equivalent positions:
- 5 31 \$ 793,462
- 5 32 FTEs 13.50

Regulation Division to the Banking Division.

5 33 6. UTILITIES DIVISION

5 34 a. For salaries, support, maintenance, and miscellaneous

- 5 35 purposes, and for not more than the following full-time
- 6 1 equivalent positions:
- 6 2 \$ 7,230,820
- 6 3FTEs 79.00
- 6 4 b. The utilities division may expend additional funds,
- 6 5 including funds for additional personnel, if those additional
- 6 6 expenditures are actual expenses which exceed the funds
- 6 7 budgeted for utility regulation and the expenditures are fully
- 6 8 reimbursable. Before the division expends or encumbers an
- 6 9 amount in excess of the funds budgeted for regulation, the
- 6 10 division shall first do both of the following:
- 6 11 (1) Notify the department of management, the legislative
- 6 12 services agency, and the legislative fiscal committee of the
- 6 13 need for the expenditures.
- 6 14 (2) File with each of the entities named in subparagraph
- 6 15 (1) the legislative and regulatory justification for the
- 6 16 expenditures, along with an estimate of the expenditures.
- 6 17 7. CHARGES -- TRAVEL. Each division and the office of
- 6 18 consumer advocate shall include in its charges assessed or
- 6 19 revenues generated, an amount sufficient to cover the amount
- 6 20 stated in its appropriation, and any state-assessed indirect
- 6 21 costs determined by the department of administrative services.
- 6 22 The director of the department of commerce shall review on a
- 6 23 quarterly basis all out-of-state travel for the previous
- 6 24 guarter for officers and employees of each division of the
- 6 25 department if the travel is not already authorized by the
- 6 26 executive council.

General Fund appropriation to the Utilities Division of the Department of Commerce.

DETAIL: Maintains the current level of General Fund support and FTE positions.

Permits the Utilities Division to expend additional funds for utility company examinations, including expenditures for additional personnel, if the funds are reimbursable. The Division must notify the DOM, the LSA, and the Legislative Fiscal Committee of the expenditure or encumbrance in excess of the funds budgeted for utility regulation, and must provide justification and an estimate of the excess expenditures.

Requires the Division and the Office of Consumer Advocate to include in their charges or revenue generated the amount appropriated and any State-assessed indirect costs as determined by the DAS.

Requires the Director of the Department of Commerce to review quarterly all out-of-state travel for each division of the Department if the travel is not already authorized by the Executive Council.

Department of Economic Development Housing Improvement Fund 6 27 Sec. 9. DEPARTMENT OF COMMERCE -- PROFESSIONAL LICENSING appropriation to the Professional Licensing and Regulation Bureau. 6 28 AND REGULATION. There is appropriated from the housing 6 29 improvement fund of the lowa department of economic DETAIL: Maintains the current level of funding. 6 30 development to the bureau of professional licensing and 6 31 regulation of the banking division of the department of 6 32 commerce for the fiscal year beginning July 1, 2006, and 6 33 ending June 30, 2007, the following amount, or so much thereof 6 34 as is necessary, to be used for the purposes designated: 6 35 For salaries, support, maintenance, and miscellaneous 7 1 purposes: 7 2 \$ 62.317 3 Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR. There is 7 4 appropriated from the general fund of the state to the offices 7 5 of the governor and the lieutenant governor for the fiscal 7 6 year beginning July 1, 2006, and ending June 30, 2007, the 7 7 following amounts, or so much thereof as is necessary, to be 7 8 used for the purposes designated: 7 9 1. GENERAL OFFICE General Fund appropriation to the Office of the Governor and Lieutenant Governor 7 10 For salaries, support, maintenance, and miscellaneous 7 11 purposes for the general office of the governor and the DETAIL: Maintains the current level of General Fund support and 7 12 general office of the lieutenant governor, and for not more FTE positions. 7 13 than the following full-time equivalent positions: 7 14 \$ 1,823,111 7 15 FTEs 19.25 7 16 2. TERRACE HILL QUARTERS General Fund appropriation for support of the Terrace Hill Quarters. 7 17 For salaries, support, maintenance, and miscellaneous 7 18 purposes for the governor's quarters at Terrace Hill, and for DETAIL: Maintains the current level of General Fund support and 7 19 not more than the following full-time equivalent positions: FTE positions. 7 20 \$ 378.633 7 21 FTEs 7 22 3. ADMINISTRATIVE RULES COORDINATOR General Fund appropriation for the Administrative Rules Coordinator.

Explanation

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7 24 p 7 25 a 7 26 p 7 27	For salaries, support, maintenance, and miscellaneous burposes for the office of administrative rules coordinator, and for not more than the following full-time equivalent positions:	DETAIL: Maintains the current level of General Fund support and FTE positions.
7 30 I	4. NATIONAL GOVERNORS ASSOCIATION For payment of lowa's membership in the national governors	General Fund appropriation for the payment of dues to the National Governors Association.
	association: \$ 64,393	DETAIL: Maintains the current level of General Fund support.
7 34 I 7 35 p 8 1 e 8 2	5. STATE-FEDERAL RELATIONS For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time quivalent positions:	General Fund appropriation to the State-Federal Relations Office. DETAIL: Maintains the current level of General Fund support and FTE positions.
	Sec. 11. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. 1. There is appropriated from the general fund of the	General Fund appropriation to the Office of Drug Control Policy.
8 6 st 8 7 fis 8 8 th 8 9 bo 8 10 I 8 12 ro 8 13 a 8 14 p 8 15	tate to the governor's office of drug control policy for the scal year beginning July 1, 2006, and ending June 30, 2007, ne following amount, or so much thereof as is necessary, to e used for the purposes designated: For salaries, support, maintenance, and miscellaneous purposes, including statewide coordination of the drug abuse resistance education (D.A.R.E.) programs or similar programs, and for not more than the following full-time equivalent positions: \$ 307,730 FTES 8.00	DETAIL: Maintains the current level of General Fund support and FTE positions.
8 17 2	2. The governor's office of drug control policy, in	Requires the Office of Drug Control Policy to coordinate substance

PG LN	House File 2521	Explanation
8 19 after discussion and8 20 agencies, shall cool	e lowa department of public health, and decomposition with all interested redinate substance abuse treatment and a order to avoid duplication of services.	abuse treatment and prevention efforts to avoid duplication of services.
8 23 appropriated from the8 24 department of human8 25 1, 2006, and ending	MENT OF HUMAN RIGHTS. There is ne general fund of the state to the an rights for the fiscal year beginning July June 30, 2007, the following amounts, or is necessary, to be used for the purposes	
	rt, maintenance, and miscellaneous ot more than the following full-time :: \$ 317,028	General Fund appropriation to the Central Administration Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
9 1 purposes, and for no9 2 equivalent positions	rt, maintenance, and miscellaneous of more than the following full-time	General Fund appropriation to the Deaf Services Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
9 6 interpretation service9 7 shall be disbursed p	by the division for provision of es by the division to obligated agencies ursuant to the provisions of section 8.32, ed and used by the division for continued pretation services.	Requires the fees collected by the Division to be used for continued and expanded interpretation services.
9 10 3. STATUS OF IO	WANS OF ASIAN AND PACIFIC ISLANDER HERITAGE	General Fund appropriation to the Status of Iowans of Asian and Pacific Islander Heritage Division of the Department of Human Rights.

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9 12	DIVISION For support, maintenance, and miscellaneous purposes:\$ 6,000	DETAIL: Maintains the current level of General Fund support.
9 15 9 16 9 17 9 18	4. PERSONS WITH DISABILITIES DIVISION For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:	General Fund appropriation to the Persons with Disabilities Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
9 21 9 22 9 23 9 24	5. LATINO AFFAIRS DIVISION For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:	General Fund appropriation to the Latino Affairs Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
9 27 9 28 9 29 9 30 9 31	6. STATUS OF WOMEN DIVISION For salaries, support, maintenance, and miscellaneous purposes, including the lowans in transition program, and the domestic violence and sexual assault-related grants, and for not more than the following full-time equivalent positions: \$\text{335,501}\$ FTEs 3.00	General Fund appropriation to the Status of Women Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
9 34 9 35 10 1 10 2	7. STATUS OF AFRICAN-AMERICANS DIVISION For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:	General Fund appropriation to the Status of African-Americans Division of the Department of Human Rights. DETAIL: Maintains the current level of General Fund support and FTE positions.
10 4	8. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION	General Fund appropriation to the Criminal and Juvenile Justice

PG LN House File 2521 **Explanation** 10 5 For salaries, support, maintenance, and miscellaneous Planning Division of the Department of Human Rights. 10 6 purposes, and for not more than the following full-time DETAIL: This is an increase of \$270,628 and 3.02 FTE positions 10 7 equivalent positions: compared to the estimated FY 2006 General Fund appropriation. 10 8 \$ 1.098.026 This increase will provide the funds and FTE positions to support the 10 9 FTEs 12.18 Iowa Criminal Justice Information Systems Integration Initiative. Funding for the hardware and software development from the Restricted Capitals Fund is being considered by the Transportation and Infrastructure Appropriations Subcommittee. The criminal and juvenile justice planning advisory council Requires the Criminal and Juvenile Justice Planning Advisory Council 10 10 10 11 and the juvenile justice advisory council shall coordinate and the Juvenile Justice Advisory Council to coordinate efforts in performing juvenile justice duties. 10 12 their efforts in carrying out their respective duties relative 10 13 to juvenile justice. 9. SHARED STAFF. The divisions of the department of human Requires the divisions within the Department of Human Rights to share staff. 10 15 rights shall retain their individual administrators, but shall 10 16 share staff to the greatest extent possible. 10 17 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS. There is 10 18 appropriated from the general fund of the state to the 10 19 department of inspections and appeals for the fiscal year 10 20 beginning July 1, 2006, and ending June 30, 2007, the 10 21 following amounts, or so much thereof as is necessary, for the 10 22 purposes designated: General Fund appropriation to the Administration Division of the 10 23 1. ADMINISTRATION DIVISION Department of Inspections and Appeals (DIA). 10 24 For salaries, support, maintenance, and miscellaneous 10 25 purposes, and for not more than the following full-time DETAIL: This is an increase of \$80,000 and no change in FTE 10 26 equivalent positions: positions compared to the estimated FY 2006 General Fund 10 27 \$ 1.657.318 appropriation to transfer the operation of the Direct Care Worker 10 28 FTFs 33.25 Registry from the Health Facilities Division.

 10 29 2. ADMINISTRATIVE HEARINGS DIVISION 10 30 For salaries, support, maintenance, and miscellaneous 10 31 purposes, and for not more than the following full-time 	General Fund appropriation to the Administrative Hearings Division of the DIA.
10 32 equivalent positions: 10 33\$ 634,647 10 34	DETAIL: Maintains the current level of General Fund support and FTE positions.
10 35 3. INVESTIGATIONS DIVISION 11 1 For salaries, support, maintenance, and miscellaneous	General Fund appropriation to the Investigations Division of the DIA.
 11 1 For salaries, support, maintenance, and miscellaneous 11 2 purposes, and for not more than the following full-time 11 3 equivalent positions: 11 4\$ 1,484,421 	DETAIL: Maintains the current level of General Fund support and FTE positions.
11 5 FTEs 45.00	
11 6 4. HEALTH FACILITIES DIVISION11 7 For salaries, support, maintenance, and miscellaneous	General Fund appropriation to the Health Facilities Division of the DIA.
11 8 purposes, and for not more than the following full-time	DETAIL: This is a decrease of \$80,000 and no change in FTE positions compared to the estimated FY 2006 General Fund
11 9 equivalent positions: 11 10\$ 2,339,742 11 11 FTEs 118.25	appropriation to transfer the operation of the Direct Care Worker Registry to the Administration Division.
11 12 5. EMPLOYMENT APPEAL BOARD	General Fund appropriation to the Employment Appeal Board.
11 13 For salaries, support, maintenance, and miscellaneous11 14 purposes, and for not more than the following full-time	DETAIL: Maintains the current level of General Fund support and
11 15 equivalent positions: 11 16 11 17 FTEs 15.00	FTE positions.
11 18 The employment appeal board shall be reimbursed by the11 19 labor services division of the department of workforce	Permits the Board to expend funds as necessary for hearings related to contractor registration. The costs for these hearings are required

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11 2: 11 2: 11 2: 11 2: 11 2:	development for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.	to be reimbursed by the Labor Services Division of the Department of Workforce Development.
11 23 11 28		General Fund appropriation to the Child Advocacy Board.
11 29 11 30 11 31 11 32	advocate program, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions: 2	DETAIL: Maintains the current level of General Fund support and FTE positions.
12 1 12 2	a. The department of human services, in coordination with the child advocacy board, and the department of inspections and appeals, shall submit an application for funding available pursuant to Title IV-E of the federal Social Security Act for claims for child advocacy board, administrative review costs.	Requires the Department of Human Services, the Child Care Advocacy Board, and the DIA to cooperate in filing an application for federal funds for Child Care Advocacy Board administrative review costs.
12 5	b. The court appointed special advocate program shall investigate and develop opportunities for expanding fundraising for the program.	Requires the Court-Appointed Special Advocate Program to seek additional donations and grants.
12 8 12 9	c. Administrative costs charged by the department of inspections and appeals for items funded under this subsection shall not exceed 4 percent of the amount appropriated in this subsection.	Limits the administrative costs that DIA can charge the Board to 4.00% of the funds appropriated.
12 1 ⁻	Sec. 14. RACING AND GAMING COMMISSION.	
12 12	2 1. RACETRACK REGULATION	General Fund appropriation to the Racing and Gaming Commission

There is appropriated from the general fund of the state to 12 13 12 14 the racing and gaming commission of the department of 12 15 inspections and appeals for the fiscal year beginning July 1, 12 16 2006, and ending June 30, 2007, the following amount, or so 12 17 much thereof as is necessary, to be used for the purposes 12 18 designated: For salaries, support, maintenance, and miscellaneous 12 19 12 20 purposes for the regulation of pari-mutuel racetracks, and for 12 21 not more than the following full-time equivalent positions: 12 22\$ 2,657,394 12 23 FTEs 27.53 12 24 2. EXCURSION BOAT REGULATION 12 25 There is appropriated from the general fund of the state to 12 26 the racing and gaming commission of the department of 12 27 inspections and appeals for the fiscal year beginning July 1, 12 28 2006, and ending June 30, 2007, the following amount, or so 12 29 much thereof as is necessary, to be used for the purposes 12 30 designated: 12 31 For salaries, support, maintenance, and miscellaneous 12 32 purposes for administration and enforcement of the excursion 12 33 boat gambling laws, and for not more than the following full-12 34 time equivalent positions: 12 35\$ 3,199,440

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for regulation of racetrack casinos.

DETAIL: This is an increase of \$39,883 and no change in FTE positions compared to the estimated FY 2006 General Fund appropriation for additional support costs related to additional table games.

General Fund appropriation to the Racing and Gaming Commission for the regulation of Excursion Gambling Boats.

DETAIL: This is an increase of \$707,491 and 8.00 FTE positions compared to the estimated FY 2006 General Fund appropriation for additional Gaming Representatives and support funds to allow travel between facilities for regulation due to the expansion of excursion boat gambling at the four newly licensed boats.

Use Tax appropriation to the Administrative Hearings Division of the DIA.

DETAIL: Maintains the current level of funding.

- 13 2 Sec. 15. USE TAX APPROPRIATION. There is appropriated
- 13 3 from the use tax receipts collected pursuant to sections

13 1 FTEs 43.22

- 13 4 423.26 and 423.27 prior to their deposit in the road use tax
- 13 5 fund pursuant to section 423.43 to the administrative hearings
- 13 6 division of the department of inspections and appeals for the
- 13 7 fiscal year beginning July 1, 2006, and ending June 30, 2007,
- 13 8 the following amount, or so much thereof as is necessary, for
- 13 9 the purposes designated:

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13 10 For salaries, support, maintenance, and miscellaneous

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	purposes: \$ 1,482,436	
13 15 13 16 13 17	Sec. 16. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:	
13 22 13 23		General Fund appropriation to the Department of Management (DOM) for the General Office Division. DETAIL: Maintains the current level of General Fund support and FTE positions.
13 28 13 29 13 30 13 31 13 32 13 34 13 35 14 1 14 2	If funding is provided for the redesign of the enterprise resource planning budget system for the fiscal year beginning July 1, 2006, then there is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amount, or so much thereof as is necessary, to be used for the purposes designated:	Contingent General Fund appropriation to the DOM for staff support related to implementation of an enterprise resource planning budget system. DETAIL: Maintains the current level of General Fund support and FTE positions.
	SALARY MODEL ADMINISTRATOR For salaries, support, and miscellaneous purposes of	General Fund appropriation to the DOM for the cost of a salary model administrator.

14 6 the salary model administrator, and for not more than 14 7 the following full-time equivalent position: 14 8 \$ 127,936 14 9 FTEs The salary model administrator shall work in conjunction 14 11 with the legislative services agency to maintain the state's 14 12 salary model used for analyzing, comparing, and projecting 14 13 state employee salary and benefit information, including 14 14 information relating to employees of the state board of 14 15 regents. The department of revenue, the department of 14 16 administrative services, the five institutions under the 14 17 jurisdiction of the state board of regents, the judicial 14 18 district departments of correctional services, and the state 14 19 department of transportation shall provide salary data to the 14 20 department of management and the legislative services agency 14 21 to operate the state's salary model. The format and frequency 14 22 of provision of the salary data shall be determined by the 14 23 department of management and the legislative services agency. 14 24 The information shall be used in collective bargaining 14 25 processes under chapter 20 and in calculating the funding 14 26 needs contained within the annual salary adjustment 14 27 legislation. A state employee organization as defined in 14 28 section 20.3, subsection 4, may request information produced 14 29 by the model, but the information provided shall not contain 14 30 information attributable to individual employees. 4. For conducting performance audits and developing 14 32 performance measures, including salaries, support, 14 33 maintenance, miscellaneous purposes, and for not more than the 14 34 following full-time equivalent positions: 14 35 \$ 108,000

DETAIL: Maintains the current level of General Fund support for this FTE position. Also, requires the DOM administrator to work in conjunction with the LSA in maintaining the State's salary model.

Requires the following departments or entities to provide salary data to the DOM and the LSA:

- Revenue
- Administrative Services
- Five institutions of the Board of Regents
- Eight judicial district departments of community based corrections.
- Department of Transportation

Specifies that a State employee organization may request information produced by the model, but the information provided can not be individually identifiable.

15 1 FTEs

General Fund appropriation to the DOM to conduct performance audits.

DETAIL: This is a decrease of \$108,000 and no change in FTE positions compared to the estimated FY 2006 General Fund appropriation.

15 2 5. For the department's LEAN process, including salaries,

15 3 support, maintenance, miscellaneous purposes, and for not more

General Fund appropriation to the DOM to conduct LEAN process improvements for State agencies.

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15 4 than the following full-time equivalent position: 15 5\$ 108,000 15 6FTES 1.00	DETAIL: This is a new appropriation for staff and related support costs.
 7 Sec. 17. ROAD USE TAX APPROPRIATION. There is 8 appropriated from the road use tax fund to the department of 9 management for the fiscal year beginning July 1, 2006, and 10 ending June 30, 2007, the following amount, or so much thereof 11 as is necessary, to be used for the purposes designated: 12 For salaries, support, maintenance, and miscellaneous 13 purposes: 14	Road Use Tax Fund appropriation to the DOM for support and services provided to the Department of Transportation (DOT). DETAIL: Maintains the current level of funding.
Sec. 18. DEPARTMENT OF REVENUE. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated: For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions: \$23,138,575 FIES 392.64	 General Fund appropriation to the Department of Revenue. DETAIL: This is a decrease of \$3,862,854 and an increase of 5.92 FTE positions compared to the estimated FY 2006 General Fund appropriation. The changes include: A decrease of \$4,207,441 for Collections Services, which will now be a self supporting enterprise. An increase of \$70,008 to cover the cost of rent for the Morgan Street office where tax records are kept. An increase of \$277,401 for a Statewide Property Assessment Appeal Board that was created in HF 868 (FY 2006 Economic Development Act). The funding is for six months of FY 2007. A decrease of \$2,822 due to a DAS distribution balance distributed in FY 2006 but not FY 2007.
Of the funds appropriated pursuant to this section, 400,000 shall be used to pay the direct costs of compliance related to the collection and distribution of local sales and services taxes imposed pursuant to chapters 423B and 423E.	Requires that \$400,000 of the funds appropriated in this Subsection to be used to pay the costs related to Local Option Sales and Services Taxes.
15 29 The director of revenue shall prepare and issue a state	Requires the Director of the Department of Revenue to prepare and

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15 30 appraisal manual and the revisions to the state appraisal 15 31 manual as provided in section 421.17, subsection 17, without 15 32 cost to a city or county.	issue a State Appraisal Manual at no cost to cities and counties. DETAIL: County and city assessors are mandated by statute to use the Manual in completing assessments of real property.
The department of revenue shall submit a written report to the general assembly by January 1, 2007, concerning the department's progress in developing a system to track tax 1 credits.	Requires the Department of Revenue to provide a report to the General Assembly on the Department's progress towards developing a Tax Credit Tracking System by January 1, 2007.
 2 Sec. 19. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is 3 appropriated from the motor fuel tax fund created by section 4 452A.77 to the department of revenue for the fiscal year 5 beginning July 1, 2006, and ending June 30, 2007, the 6 following amount, or so much thereof as is necessary, to be 7 used for the purposes designated: 8 For salaries, support, maintenance, and miscellaneous 9 purposes for administration and enforcement of the provisions 10 of chapter 452A and the motor vehicle use tax program: 11	Motor Vehicle Fuel Tax Fund appropriation to the Department of Revenue for administration and enforcement of the Motor Vehicle Use Tax Program. DETAIL: This is an increase of \$5,373 compared to the estimated FY 2006 appropriation for higher information technology fees.
Sec. 20. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 2006, and for the ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:	
16 18 1. ADMINISTRATION AND ELECTIONS 16 19 For salaries, support, maintenance, and miscellaneous 16 20 purposes, and for not more than the following full-time 16 21 equivalent positions: 16 22	General Fund appropriation to the Administration and Elections Division of the Office of the Secretary of State. DETAIL: Maintains the current level of General Fund support and FTE positions.

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16 23 FTEs 10.00	
The state department or state agency which processing services to support voter registration and 26 maintenance and storage shall provide those state 27 charge.	data processing services to support voter registration file maintenance
16 28 2. BUSINESS SERVICES 16 29 For salaries, support, maintenance, and mis 16 30 purposes, and for not more than the following f 16 31 equivalent positions: 16 32	
16 34 Sec. 21. SECRETARY OF STATE FILING 16 35 Notwithstanding the obligation to collect fees p 17 1 provisions of section 490.122, subsection 1, pa 17 2 and "s", and section 504.113, subsection 1, pa 17 3 "c", "d", "j", "k", "I", and "m", for the fiscal year 17 4 beginning July 1, 2006, and ending June 30, 20 17 5 secretary of state may refund these fees to the 17 6 to rules established by the secretary of state. T 17 7 of the secretary of state not to issue a refund un 17 8 established by the secretary of state is final and 17 9 to review pursuant to the provisions of the lowa 17 10 administrative procedure Act, chapter 17A.	Secretary of State to refund fees if the filer is not satisfied with the quality of service provided. The decision to issue a refund is at the discretion of the Secretary of State and is not subject to administrative review. 77, the filer pursuant the decision der rules
17 11 Sec. 22. TREASURER. There is appropria 17 12 general fund of the state to the office of treasur 17 13 for the fiscal year beginning July 1, 2006, and 6 17 14 30, 2007, the following amount, or so much the 17 15 necessary, to be used for the purposes design 17 16 For salaries, support, maintenance, and mis 17 17 purposes, and for not more than the following for	er of state nding June DETAIL: Maintains the current level of General Fund support and FTE positions. ated: cellaneous

17	18	equivalent positions:
		\$ 922,899
17	20	FTEs 28.80
47	~4	The office of the course of state about a work above level and
	21	1, 2
17	22	secretarial support for the executive council.
17	23	Sec. 23. IPERS GENERAL OFFICE. There is appropriated
		from the lowa public employees' retirement system fund to the
		lowa public employees' retirement system for the fiscal year
		beginning July 1, 2006, and ending June 30, 2007, the
		following amount, or so much thereof as is necessary, to be
		used for the purposes designated:
	29	
		purposes to pay the costs of the lowa public employees'
		retirement system, and for not more than the following full-
		time equivalent positions:
		\$ 16,756,131
		FTEs 95.13
.,	0-1	
17	35	Sec. 24. TRAVEL POLICY.
18	1	
18	2	department or independent agency receiving an appropriation in
18	3	this Act shall review the employee policy for daily or short-
18		term travel including but not limited to the usage of motor
18		pool vehicles under the department of administrative services,
18		employee mileage reimbursement for the use of a personal
18		vehicle, and the usage of private automobile rental companies.
18		Following the review, the department or agency shall implement
18		revisions in the employee policy for daily or short-term
18		travel as necessary to maximize cost savings.
18	11	2. Each department or independent agency subject to
18	12	subsection 1 shall report to the general assembly's standing
		committees on government oversight regarding the policy
		revisions implemented and the savings realized from the

Requires the Office to provide clerical and secretarial support to the Executive Council.

Iowa Public Employees' Retirement System (IPERS) Fund appropriation to the Iowa Public Employees' Retirement System for administration of the System.

DETAIL: This is an increase of \$5,941,047 and no change in FTE positions compared to the estimated FY 2006 appropriation for a multi-year update, through FY 2010, of the Benefits Administration System.

Requires the departments within the Administration and Regulation Appropriations Subcommittee to review their short-term use of vehicles and revise their policies on short-term use to maximize cost savings. The departments are required to issue an initial report by December 1, 2006, and a follow-up report by December 1, 2007, to the Government Oversight Committee, on their policy revisions and the savings realized from the changes.

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18 15 changes. An initial report shall be submitted on or before 18 16 December 1, 2006, and a follow-up report shall be submitted on 18 17 or before December 1, 2007.	
18 18 Sec. 25. 2005 lowa Acts, chapter 179, section 32, is 18 19 amended by adding the following new unnumbered paragraph: 18 20 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33, 18 21 moneys appropriated in this section that remain unencumbered 18 22 or unobligated at the close of the fiscal year shall not 18 23 revert but shall remain available for expenditure for the 18 24 purposes designated during the succeeding fiscal year.	CODE: Requires nonreversion of funds appropriated to the DOM for performance audits.
18 25 Sec. 26. EFFECTIVE DATE. The section of this division of 18 26 this Act amending 2005 lowa Acts, chapter 179, being deemed of 18 27 immediate importance, takes effect upon enactment.	Specifies that Section 25, relating to nonreversion of funds appropriated for performance audits, takes effect upon enactment.
18 28 DIVISION II 18 29 MISCELLANEOUS PROVISIONS	
18 30 Sec. 27. Section 421.17, subsection 27, paragraphs a, c, 18 31 d, e, g, and h, Code Supplement 2005, are amended to read as 18 32 follows:	CODE: Permits local governments to utilize the debt collection services of the Department of Revenue.
 18 33 a. To establish, administer, and make available a 18 34 centralized debt collection capability and procedure for the 18 35 use by any state agency as defined in section 8A.504 or local 19 1 government entity including, but not limited to, the 19 2 department of revenue, along with other boards, commissions, 19 3 departments, and any other entity reported in the lowa 19 4 comprehensive annual financial report, to collect delinquent 19 5 accounts, charges, fees, loans, taxes, or other indebtedness 19 6 owed to or being collected by the state. The department's 19 7 collection facilities shall only be available for use by other 	FISCAL IMPACT: The Department estimates this will generate an additional \$2,000,000 to deposit into the General Fund in FY 2007 and \$6,000,000 million in FY 2008 when the new computer system is in place.
 19 8 state agencies <u>or local government entities</u> for their 19 9 discretionary use when resources are available to the director 	

- 19 10 and subject to the director's determination that use of the
- 19 11 procedure is feasible. The director shall prescribe the
- 19 12 appropriate form and manner in which this information is to be
- 19 13 submitted to the office of the department. The obligations or
- 19 14 indebtedness must be delinquent and not subject to litigation,
- 19 15 claim, appeal, or review pursuant to the appropriate remedies
- 19 16 of each state agency or local government entity.
- 19 17 c. The director shall establish a formal debt collection
- 19 18 policy for use by state agencies and local government entities
- 19 19 which have not established their own policy. Other state
- 19 20 agencies and local government entities may use the collection
- 19 21 facilities of the department pursuant to formal agreement with
- 19 22 the department. The agreement shall provide that the
- 19 23 information provided to the department shall be sufficient to
- 19 24 establish the obligation in a court of law and to render it as
- 19 25 a legal judgment on behalf of the state or the local
- 19 26 government agency. After transferring the file to the
- 19 27 department for collection, an individual state agency or the
- 19 28 local government agency shall terminate all collection
- 19 29 procedures and be available to provide assistance to the
- 19 30 department. Upon receipt of the file, the department shall
- 19 31 assume all liability for its actions without recourse to the
- 19 32 agency or the local government agency, and shall comply with
- 19 33 all applicable state and federal laws governing collection of
- 19 34 the debt. The department may use a participating agency's or
- 19 35 local government agency's statutory collection authority to
- 20 1 collect the participating agency's delinquent accounts,
- 20 2 charges, fees, loans, taxes, or other indebtedness owed to or
- 20 3 being collected by the state. The department has the powers
- 20 4 granted in this section regarding setoff from income tax
- 20 5 refunds or other accounts payable by the state for any of the
- 20 6 obligations transferred by state agencies or local government
- 20 7 agencies.
- 20 8 d. The department's existing right to credit against tax
- 20 9 due shall not be impaired by any right granted to, or duty
- 20 10 imposed upon, the department or other state agency or local
- 20 11 government agency by this section.

- 20 12 e. All state agencies and local government agencies shall
- 20 13 be given access, at the discretion of the director, to the
- 20 14 centralized computer data bank and, notwithstanding any other
- 20 15 provision of law to the contrary, may deny, revoke, or suspend
- 20 16 any license or deny any renewal authorized by the laws of this
- 20 17 state to any person who has defaulted on an obligation owed to
- 20 18 or collected by the state. The confidentiality provisions of
- 20 19 sections 422.20 and 422.72 do not apply to tax information
- 20 20 contained in the centralized computer data bank. State
- 20 21 agencies and local government agencies shall endeavor to
- 20 22 obtain the applicant's social security or federal tax
- 20 23 identification number, or state driver's license number from
- 20 24 all applicants.
- 20 25 g. The director shall adopt administrative rules to
- 20 26 implement this section subsection, including, but not limited
- 20 27 to, rules necessary to prevent conflict with federal laws and
- 20 28 regulations or the loss of federal funds, to establish
- 20 29 procedures necessary to guarantee due process of law, and to
- 20 30 provide for reimbursement of the department by other state
- 20 31 agencies and local government entities for the department's
- 20 32 costs related to debt collection for state agencies and local
- 20 33 government entities.
 - h. The director shall report quarterly to the legislative
- 20 35 fiscal committee, the legislative services agency, and the
- 21 1 chairpersons and ranking members of the joint administration
- 21 2 appropriations subcommittee on administration and regulation
- 21 3 concerning the implementation of the centralized debt
- 21 4 collection program, the number of departmental collection
- 21 5 programs initiated, the amount of debts collected, and an
- 21 6 estimate of future costs and benefits which may be associated
- 21 7 with the collection program. It is the intent of the general
- 8 assembly that the centralized debt collection program will
- 21 9 result in the collection of at least two dollars of
- 21 10 indebtedness for every dollar expended in administering the
- 21 11 collection program during a fiscal year. It is also the
- 21 12 intent of the general assembly that the centralized debt-
- 21 13 collection program be administered without the anticipation of

21 1/	future additional commitments of computer equipment and
2 I I T	luture additional commitments of computer equipment and

21 15 personnel.

21 16 Sec. 28. Section 421.17, subsection 27, Code Supplement

21 17 2005, is amended by adding the following new paragraph:

21 18 NEW PARAGRAPH. j. There is appropriated from the amount

21 19 of any debt actually collected pursuant to this subsection an

21 20 amount, not to exceed the amount collected, which is

21 21 sufficient to pay for salaries, support, maintenance,

21 22 services, and other costs incurred by the department related

21 23 to the administration of this subsection. The director shall

21 24 report annually to the legislative fiscal committee and the

21 25 legislative services agency on any additional positions added

21 26 and the costs incurred during the previous fiscal year

21 27 pursuant to this subsection.

21 28 Sec. 29. Section 422.26, unnumbered paragraph 6, Code

21 29 2005, is amended to read as follows:

21 30 The department shall pay, from moneys appropriated to the

21 31 department for this purpose, a recording fee as provided in

21 32 section 331.604, for the recording of the lien, or for its

21 33 satisfaction.

21 34 DIVISION III

21 35 REASSIGNMENT OF PROFESSIONAL LICENSING AND REGULATION DIVISION

22 1 Sec. 30. Section 8A.412, subsection 19, Code Supplement

22 2 2005, is amended to read as follows:

22 3 19. The superintendent of the banking division of the

22 4 department of commerce, all members of the state banking

22 5 council, and all employees of the banking division except for

22 6 employees of the professional licensing and regulation bureau

22 7 of the division.

CODE: Establishes a standing appropriation to the Department of Revenue for the amount necessary to administer debt collection operations.

DETAIL: Requires the Director to provide an annual report to the Legislative Fiscal Committee and the LSA regarding any additional FTES added and the costs incurred.

CODE: Requires the Department of Revenue to pay lien recording fees from the funds generated from debt collection services.

CODE: Division III of this Bill does the following:

- 1. Changes the Professional Licensing and Regulation Division of the Department of Commerce to a Bureau.
- 2. Places the Professional Licensing and Regulation Bureau under the Banking Division.
- 3. Adds the Interior Design Examining Board to the list of Boards administered by the Bureau.

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4. Specifies that the Superintendent of the Savings and Loan Associations is the Superintendent of Banking.

5. Adds debt management licensees, money services, delayed deposit services, and mortgage bankers and brokers, to the businesses to be regulated by the Banking Division.

FISCAL IMPACT: This reorganization will eliminate one administrative position and result in a reduction of \$70,000 for salary and associated support costs.

- $\,$ 22 $\,$ 8 $\,$ Sec. 31. Section 524.208, Code 2005, is amended to read as
- 22 9 follows:

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- 22 10 524.208 EXAMINERS AND OTHER EMPLOYEES.
- 22 11 The superintendent may appoint examiners and other
- 22 12 employees as the superintendent deems necessary to the proper
- 22 13 discharge of the duties imposed upon the superintendent by the
- 22 14 laws of this state. Pay plans shall be established for
- 22 15 employees, other than clerical employees or employees of the
- 22 16 professional licensing and regulation bureau of the banking
- 22 17 division, who examine the accounts and affairs of state banks
- $\,$ 22 $\,$ 18 $\,$ and who examine the accounts and affairs of other persons,
- 22 19 subject to supervision and regulation by the superintendent,
- 22 20 which are substantially equivalent to those paid by the
- 22 21 federal deposit insurance corporation and other federal
- 22 22 supervisory agencies in this area of the United States.
- 22 23 Sec. 32. Section 524.211, subsection 5, Code 2005, is
- 22 24 amended to read as follows:
- 22 25 5. An employee of the banking division, other than the
- 22 26 superintendent or a member of the state banking council or one
- 22 27 of the boards in the professional licensing and regulation
- 22 28 bureau of the division, shall not perform any services for,
- 22 29 and shall not be a shareholder, member, partner, owner,
- 22 30 director, officer, or employee of, any enterprise, person, or

CODE: See Section 30.

22 31	affiliate	subject to	the regu	ılatory p	urview c	of the	banking
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- 22 32 division.
- 22 33 Sec. 33. Section 534.401, subsection 1, Code 2005, is
- 22 34 amended to read as follows:
- 22 35 1. SUPERINTENDENT OF SAVINGS AND LOAN ASSOCIATIONS. The
- 23 1 superintendent of savings and loan associations is the
- 23 2 administrator of professional licensing and regulation
- 23 3 appointed pursuant to section 546.10, subsection 2, or an
- 23 4 individual appointed by the administrator as provided in-
- 23 5 section 546.10, subsection 6 superintendent of banking.
- 23 6 Sec. 34. Section 542.4, subsections 1 and 6, Code 2005,
- 23 7 are amended to read as follows:
- 23 8 1. An lowa accountancy examining board is created within
- 23 9 the professional licensing and regulation bureau of the
- 23 10 banking division of the department of commerce to administer
- 23 11 and enforce this chapter. The board shall consist of eight
- 23 12 members, appointed by the governor and subject to senate
- 23 13 confirmation, all of whom shall be residents of this state.
- 23 14 Five of the eight members shall be holders of certificates
- 23 15 issued under section 542.6, one member shall be the holder of
- 23 16 a license issued under section 542.8, and two shall not be
- 23 17 certified public accountants or licensed public accountants
- 23 18 and shall represent the general public. At least three of the
- 23 19 holders of certificates issued under section 542.6 shall also
- 23 20 be qualified to supervise attest services as provided in
- 23 21 section 542.7. A certified or licensed member of the board
- 23 22 shall be actively engaged in practice as a certified public
- 23 23 accountant or as a licensed public accountant and shall have
- 23 24 been so engaged for five years preceding appointment, the last
- 23 25 two of which shall have been in this state. Professional
- 23 26 associations or societies composed of certified public
- 23 27 accountants or licensed public accountants may recommend the
- 23 28 names of potential board members to the governor. However,

CODE: See Section 30.

- 23 29 the governor is not bound by the recommendations. A board
- 23 30 member is not required to be a member of any professional
- 23 31 association or society composed of certified public
- 23 32 accountants or licensed public accountants. The term of each
- 23 33 member of the board shall be three years, as designated by the
- 23 34 governor, and appointments to the board are subject to the
- 23 35 requirements of sections 69.16, 69.16A, and 69.19. Members of
- 24 1 the board appointed and serving pursuant to chapter 542C, Code
- 24 2 2001, on July 1, 2002, shall serve out the terms for which
- 24 3 they were appointed. Vacancies occurring during a term shall
- 24 4 be filled by appointment by the governor for the unexpired
- 24 5 term. Upon the expiration of the member's term of office, a
- 24 6 member shall continue to serve until a successor shall have
- 24 7 been appointed and taken office. The public members of the
- 24 8 board shall be allowed to participate in administrative,
- 24 9 clerical, or ministerial functions incident to giving the
- 24 10 examinations, but shall not determine the content or determine
- 24 11 the correctness of the answers. The licensed public
- 24 12 accountant member shall not determine the content of the
- 24 13 certified public accountant examination or determine the
- 24 14 correctness of the answers. Any member of the board whose
- 24 15 certificate under section 542.6 or license under section 542.8
- 24 16 is revoked or suspended shall automatically cease to be a
- 24 17 member of the board, and the governor may, after a hearing,
- 24 18 remove any member of the board for neglect of duty or other
- 24 19 just cause. A person who has served three successive complete
- 24 20 terms shall not be eligible for reappointment, but appointment
- 24 21 to fill an unexpired term shall not be considered a complete
- 24 22 term for this purpose.
- 24 23 6. The administrator of the professional licensing and
- 24 24 regulation <u>bureau of the banking</u> division of the department of
- 24 25 commerce shall provide staffing assistance to the board for
- 24 26 implementing this chapter.
- 24 27 Sec. 35. Section 542B.3, Code 2005, is amended to read as
- 24 28 follows:

PG LN Ho	ouse File 2521	Explanation
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24 29	542B.3 ENGINEERING AND LAND SURVEYING EXAMINING BOARD	

- 24 30 CREATED.
- 24 31 An engineering and land surveying examining board is
- 24 32 created within the professional licensing and regulation
- 24 33 bureau of the banking division of the department of commerce.
- 24 34 The board consists of four members who are licensed
- 24 35 professional engineers, one member who is a licensed land
- 25 1 surveyor or a professional engineer who is also a licensed
- 25 2 land surveyor, and two members who are not licensed
- 25 3 professional engineers or land surveyors and who shall
- 25 4 represent the general public. Members shall be appointed by
- 25 5 the governor subject to confirmation by the senate. A
- 25 6 licensed member shall be actively engaged in the practice of
- 25 7 engineering or land surveying and shall have been so engaged
- 25 8 for five years preceding the appointment, the last two of
- 25 9 which shall have been in lowa. Insofar as practicable,
- 25 10 licensed engineer members of the board shall be from different
- 25 11 branches of the profession of engineering. Professional
- 25 12 associations or societies composed of licensed engineers or
- 25 13 licensed land surveyors may recommend the names of potential
- 25 14 board members whose profession is representative of that
- 25 15 association or society to the governor. However, the governor
- 25 16 is not bound by the recommendations. A board member shall not
- 25 17 be required to be a member of any professional association or
- 25 18 society composed of professional engineers or land surveyors.
- 25 19 Sec. 36. Section 542B.9, Code 2005, is amended to read as
- 25 20 follows:
- 25 21 542B.9 ORGANIZATION OF THE BOARD -- STAFF.
- 25 22 The board shall elect annually from its members a
- 25 23 chairperson and a vice chairperson. The administrator of the
- 25 24 professional licensing and regulation bureau of the banking
- 25 25 division of the department of commerce shall hire and provide
- 25 26 staff to assist the board in implementing this chapter. The
- 25 27 board shall hold at least one meeting at the location of the
- 25 28 board's principal office, and meetings shall be called at

25	29	other	times l	by the	administrator	at the	e request	of the
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- 25 30 chairperson or four members of the board. At any meeting of
- 25 31 the board, a majority of members constitutes a quorum.
- 25 32 Sec. 37. Section 543B.8, Code Supplement 2005, is amended
- 25 33 to read as follows:
- 25 34 543B.8 REAL ESTATE COMMISSION CREATED -- STAFF.
- 25 35 A real estate commission is created within the professional
- 26 1 licensing and regulation bureau of the banking division of the
- 26 2 department of commerce. The commission consists of five
- 26 3 members licensed under this chapter and two members not
- 26 4 licensed under this chapter and who shall represent the
- 26 5 general public. At least one of the licensed members shall be
- 26 6 a licensed real estate salesperson, except that if the
- 26 7 licensed real estate salesperson becomes a licensed real
- 26 8 estate broker during a term of office, that person may
- 26 9 complete the term, but is not eligible for reappointment on
- 26 10 the commission as a licensed real estate salesperson. A
- 26 11 licensed member shall be actively engaged in the real estate
- 26 12 business and shall have been so engaged for five years
- 26 13 preceding the appointment, the last two of which shall have
- 26 14 been in Iowa. Professional associations or societies of real
- 26 15 estate brokers or real estate salespersons may recommend the
- 20 10 estate brokers of real estate salespersons may recommend to
- 26 16 names of potential commission members to the governor.
- 26 17 However, the governor is not bound by their recommendations.
- 26 18 A commission member shall not be required to be a member of
- 26 19 any professional association or society composed of real
- 26 20 estate brokers or salespersons. Commission members shall be
- 26 21 appointed by the governor subject to confirmation by the
- 26 22 senate. Appointments shall be for three-year terms and shall
- 26 23 commence and end as provided in section 69.19. A member shall
- 26 24 serve no more than three terms or nine years, whichever is
- 26 25 less. No more than one member shall be appointed from a
- 26 26 county. A commission member shall not hold any other elective
- 26 27 or appointive state or federal office. Vacancies shall be
- 26 28 filled for the unexpired term by appointment of the governor

- 26 29 and are subject to senate confirmation. A majority of the
- 26 30 commission members constitutes a quorum. The administrator of
- 26 31 the professional licensing and regulation bureau of the
- 26 32 banking division shall hire and provide staff to assist the
- 26 33 commission with implementing this chapter.
- 26 34 The administrator of the professional licensing and
- 26 35 regulation bureau of the banking division of the department of
- 27 1 commerce shall hire a real estate education director to assist
- 27 2 the commission in administering education programs for the
- 27 3 commission.
- 27 4 Sec. 38. Section 543B.54, Code 2005, is amended to read as
- 27 5 follows:
- 27 6 543B.54 REAL ESTATE EDUCATION FUND.
- 27 7 The lowa real estate education fund is created as a
- 27 8 financial assurance mechanism to assist in the establishment
- 27 9 and maintenance of a real estate education program at the
- 27 10 university of northern lowa and to assist the real estate
- 27 11 commission in providing an education director. The fund is
- 27 12 created as a separate fund in the state treasury, and any
- 27 13 funds remaining in the fund at the end of each fiscal year
- 27 14 shall not revert to the general fund, but shall remain in the
- 27 15 Iowa real estate education fund. Twenty-five dollars per
- 27 16 license from fees deposited for each real estate salesperson's
- 27 17 license and each broker's license shall be distributed and are
- 27 18 appropriated to the board of regents for the purpose of
- 27 19 establishing and maintaining a real estate education program
- 27 20 at the university of northern lowa. The remaining moneys in
- 27 21 the fund shall be distributed and are appropriated to the
- 27 22 professional licensing and regulation bureau of the banking
- 27 23 division of the department of commerce for the purpose of
- 27 24 hiring and compensating a real estate education director and
- 27 25 regulatory compliance personnel.

- 27 27 2005, is amended to read as follows:
- 27 28 A real estate appraiser examining board is established
- 27 29 within the professional licensing and regulation bureau of the
- 27 30 banking division of the department of commerce. The board
- 27 31 consists of seven members, two of whom shall be public members
- 27 32 and five of whom shall be real estate appraisers.
- 27 33 Sec. 40. Section 544A.1, unnumbered paragraph 2, Code
- 27 34 2005, is amended to read as follows:
- 27 35 The architectural examining board is created within the
- 28 1 professional licensing and regulation bureau of the banking
- 28 2 division of the department of commerce. The board consists of
- 28 3 five members who possess a certificate of registration issued
- 28 4 under section 544A.9 and who have been in active practice of
- 28 5 architecture for not less than five years, the last two of
- 28 6 which shall have been in lowa, and two members who do not
- 28 7 possess a certificate of registration issued under section
- 28 8 544A.9 and who shall represent the general public. Members
- 28 9 shall be appointed by the governor subject to confirmation by
- 28 10 the senate.
- 28 11 Sec. 41. Section 544A.5, Code 2005, is amended to read as
- 28 12 follows:
- 28 13 544A.5 DUTIES.
- 28 14 The architectural examining board shall enforce this
- 28 15 chapter, shall make rules for the examination of applicants
- 28 16 for the certificate of registration provided by this chapter,
- 28 17 and shall, after due public notice, hold meetings each year
- 28 18 for the purpose of examining applicants for registration and
- 28 19 the transaction of business pertaining to the affairs of the
- 28 20 board. Examinations shall be given as often as deemed
- 28 21 necessary, but not less than annually. Action at a meeting
- 28 22 shall not be taken without the affirmative votes of a majority
- 28 23 of the members of the board. The administrator of the
- 28 24 professional licensing and regulation bureau of the banking
- 28 25 division of the department of commerce shall hire and provide

CODE: See Section 30.

28	26	staff to	assist the	board	with	implementing	this chapt	er.

- 28 27 Sec. 42. Section 544B.3, unnumbered paragraph 1, Code
- 28 28 2005, is amended to read as follows:
- 28 29 A landscape architectural examining board is created within
- 28 30 the professional licensing and regulation bureau of the
- 28 31 banking division of the department of commerce. The board
- 28 32 consists of five members who are professional landscape
- 28 33 architects and two members who are not professional landscape
- 28 34 architects and who shall represent the general public.
- 28 35 Members shall be appointed by the governor, subject to
- 29 1 confirmation by the senate. A professional member shall be
- 29 2 actively engaged in the practice of landscape architecture or
- 29 3 the teaching of landscape architecture in an accredited
- 29 4 college or university, and shall have been so engaged for five
- 29 5 years preceding appointment, the last two of which shall have
- 29 6 been in Iowa. Associations or societies composed of
- 29 7 professional landscape architects may recommend the names of
- 29 8 potential board members to the governor. However, the
- 29 9 governor is not bound by the recommendations. A board member
- 29 10 shall not be required to be a member of any professional
- 29 11 association or society composed of professional landscape
- 29 12 architects.
- 29 13 Sec. 43. Section 544B.5, Code 2005, is amended to read as
- 29 14 follows:
- 29 15 544B.5 DUTIES.
- 29 16 The board shall enforce this chapter, shall make rules for
- 29 17 the examination of applicants for licensure, and, after public
- 29 18 notice, shall conduct examinations of applicants for
- 29 19 licensure. The board shall keep a record of its proceedings.
- 29 20 The board shall adopt an official seal which shall be affixed
- $29\;\;21\;$ to all certificates of licensure granted. The board may make
- 29 22 other rules, not inconsistent with law, as necessary for the
- 29 23 proper performance of its duties. The board shall maintain a
- 29 24 roster showing the name, place of business, and residence, and

CODE: See Section 30.

PG LN H	ouse File 2521	Ex	xplanation
29 26 professional landscape a29 27 administrator of the profe	ssional licensing and regulation rision of the department of commerce ff to assist the board in		
29 32 2005, is amended to read	means the professional licensing the banking division of the	CODE: See Section 30.	
30 2 2005, is amended to read 30 3 1. An interior design examinate and a within the division bureau. 30 5 members: five members 30 6 registered under this chap 30 7 practice of interior design 30 8 last two of which shall hav	mining board is established The board consists of seven who are interior designers who are oter and who have been in the active for not less than five years, the we been in lowa; and two members who his chapter and who shall represent bers shall be appointed by the	CODE: See Section 30.	
30 13 Supplement 2005, is ame	ne division <u>bureau</u> shall provide	CODE: See Section 30.	
30 18 Supplement 2005, is ame	C.5, unnumbered paragraph 1, Code ended to read as follows: istration must meet the interior	CODE: See Section 30.	

PG	LN	House File 2521	I
		design education and practical training requirements adopted	
		by rule by the board, and have passed an examination	
		prescribed by the board that is task-oriented, focused on	
		public safety, and validated by a recognized testing agency.	
		The division bureau shall register an individual who submits	
		an application to the board on the form and in the manner	
		prescribed by the board as a registered interior designer if	
30	27	the individual satisfies the following requirements:	
30	28	Sec. 48. Section 546.2, subsection 3, paragraph g, Code	CODE: See Section 30.
30	29	2005, is amended by striking the paragraph.	
	30	Sec. 49. Section 546.3, Code 2005, is amended to read as	CODE: See Section 30.
30	31	follows:	
	32	546.3 BANKING DIVISION.	
	33	 The banking division shall regulate and supervise banks 	
		under chapter 524, debt management licensees under chapter	
30		533A, money services under chapter 533C, delayed deposit	
31		services under chapter 533D, mortgage bankers and brokers	
31		under chapter 535B, regulated loan companies under chapter	
31		536, and industrial loan companies under chapter 536A, and	
		shall perform other duties assigned to the division by law.	
31		The division is headed by the superintendent of banking who is	
31		appointed pursuant to section 524.201. The state banking	
		council shall render advice within the division when requested	
		by the superintendent.	
31		2. The banking division shall administer and manage the	
		professional licensing and regulation bureau within the	
		division. The division shall separately account for funds of	
		the bureau. However, the division may allocate costs for	
		administrative, technical, support, and other shared services	
31	14	across the entire division.	

Explanation

CODE: See Section 30.

31 15 Sec. 50. Section 546.5, Code 2005, is amended to read as

31 16 follows:

- 31 17 546.5 SAVINGS AND LOAN DIVISION.
- 31 18 The savings and loan division shall regulate and supervise
- 31 19 savings and loan associations and savings banks under chapter
- 31 20 534. The division is headed by the superintendent of savings
- 31 21 and loan associations who shall be appointed pursuant to-
- 31 22 section 534.401 the superintendent of banking.
- 31 23 Sec. 51. Section 546.10, Code Supplement 2005, is amended
- 31 24 to read as follows:
- 31 25 546.10 PROFESSIONAL LICENSING AND REGULATION DIVISION
- 31 26 BUREAU -- SUPERINTENDENT OF SAVINGS AND LOAN ASSOCIATIONS.
- 31 27 1. The professional licensing and regulation bureau of the
- 31 28 banking division shall administer and coordinate the licensing
- 31 29 and regulation of several professions by bringing together the
- 31 30 following licensing boards:
- 31 31 a. The engineering and land surveying examining board
- 31 32 created pursuant to chapter 542B.
- 31 33 b. The lowa accountancy examining board created pursuant
- 31 34 to chapter 542.
- 31 35 c. The real estate commission created pursuant to chapter
- 32 1 543B.
- 32 2 d. The architectural examining board created pursuant to
- 32 3 chapter 544A.
- 32 4 e. The landscape architectural examining board created
- 32 5 pursuant to chapter 544B.
- 32 6 f. The real estate appraiser examining board created
- 32 7 pursuant to section 543D.4.
- 32 8 g. The interior design examining board created pursuant to
- 32 9 chapter 544C.
- 32 10 2. The division bureau is headed by the administrator of
- 32 11 professional licensing and regulation who shall be appointed
- 32 12 by the governor subject to confirmation by the senate and
- 32 13 shall serve a four-year term that begins and ends as provided
- 32 14 in section 69.19 the superintendent of banking. A vacancy
- 32 15 shall be filled for the unexpired portion of the term in the
- 32 16 same manner as a full-term appointment is made. The

- 32 17 administrator shall appoint and supervise staff and shall
- 32 18 coordinate activities for the licensing boards within the
- 32 19 division bureau. The administrator shall act as a staff-
- 32 20 person to one or more of the licensing boards.
- 32 21 3. The licensing and regulation examining boards included
- 32 22 in the division bureau pursuant to subsection 1 retain the
- 32 23 powers granted them pursuant to the chapters in which they are
- 32 24 created, except for budgetary and personnel matters which
- 32 25 shall be handled by the administrator. Each licensing board
- 32 26 shall adopt rules pursuant to chapter 17A. Decisions by a
- 32 27 licensing board are final agency actions for purposes of
- 32 28 chapter 17A.
- 32 29 Notwithstanding subsection 5, eighty-five percent of the
- 32 30 funds received annually resulting from an increase in
- 32 31 licensing fees implemented on or after April 1, 2002, by a
- 32 32 licensing board or commission listed in subsection 1, is
- 32 33 appropriated to the professional licensing and regulation
- 32 34 division bureau to be allocated to the board or commission for
- 32 35 the fiscal year beginning July 1, 2002, and succeeding fiscal
- 33 1 years, for purposes related to the duties of the board or
- 33 2 commission, including but not limited to additional full-time
- 33 3 equivalent positions. The director of the department of
- 33 4 administrative services shall draw warrants upon the treasurer
- 33 5 of state from the funds appropriated as provided in this
- 33 6 section and shall make the funds available to the professional
- 33 7 licensing division and regulation bureau on a monthly basis
- 33 8 during each fiscal year.
- 33 9 4. The professional licensing and regulation bureau of the
- 33 10 banking division of the department of commerce may expend
- 33 11 additional funds, including funds for additional personnel, if
- 33 12 those additional expenditures are directly the cause of actual
- 33 13 examination expenses exceeding funds budgeted for
- 33 14 examinations. Before the division bureau expends or encumbers
- 33 15 an amount in excess of the funds budgeted for examinations,
- 33 16 the director of the department of management shall approve the
- 33 17 expenditure or encumbrance. Before approval is given, the
- 33 18 director of the department of management shall determine that

33	19	the examination	expenses	exceed the	funds	budgeted	by the
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- 33 20 general assembly to the division bureau and the division
- 33 21 bureau does not have other funds from which the expenses can
- 33 22 be paid. Upon approval of the director of the department of
- 33 23 management, the division bureau may expend and encumber funds
- 33 24 for excess examination expenses. The amounts necessary to
- 33 25 fund the examination expenses shall be collected as fees from
- 33 26 additional examination applicants and shall be treated as
- 33 27 repayment receipts as defined in section 8.2, subsection 8.
- 33 28 5. Fees collected under chapters 542, 542B, 543B, 543D,
- 33 29 544A, and 544B, and 544C shall be paid to the treasurer of
- 33 30 state and credited to the general fund of the state. All
- 33 31 expenses required in the discharge of the duties and
- 33 32 responsibilities imposed upon the professional licensing and
- 33 33 regulation bureau of the banking division of the department of
- 33 34 commerce, the administrator, and the licensing boards by the
- 33 35 laws of this state shall be paid from moneys appropriated by
- 34 1 the general assembly for those purposes. All fees deposited
- 34 2 into the general fund of the state, as provided in this
- 34 3 subsection, shall be subject to the requirements of section
- 34 4 8.60.
- 34 5 6. The administrator of professional licensing and
- 34 6 regulation is the superintendent of savings and loan-
- 34 7 associations. The administrator may appoint an individual to-
- 34 8 act as the superintendent who shall serve as the
- 34 9 superintendent at the pleasure of the administrator.
- 34 10 HF 2521
- 34 11 ec:mg/es/25

Administration and Regulation General Fund

H.F. 2521	 Actual FY 2005 (1)	 Estimated FY 2006 (2)	House Action FY 2007 (3)	 Senate Approp FY 2007 (4)	_	Senate Approp vs House Act (5)		Page & Line Number (6)
Administrative Services, Dept. of Admin. Serv. General Office Utilities Distribution Account Financial Administration	\$ 5,248,434 2,576,000 1,032,852	\$ 5,048,824 3,080,865 -71,714 200,000	\$ 5,048,824 3,080,865 0 200,000	\$ 5,048,824 3,080,865 0 200,000	\$	0 0 0 0	PG	1 LN 9 1 LN 14 1 LN 22
Total Administrative Services, Dept. of	\$ 8,857,286	\$ 8,257,975	\$ 8,329,689	\$ 8,329,689	\$	0		
Auditor of State Auditor of State - Gen. Office	\$ 1,172,208	\$ 1,207,341	\$ 1,207,341	\$ 1,207,341	\$	0	PG	3 LN 23
Ethics and Campaign Disclosure Ethics and Campaign Disclosure	\$ 433,245	\$ 487,023	\$ 497,056	\$ 497,056	\$	0	PG	4 LN 4
Commerce, Department of Alcoholic Beverages Banking Division Credit Union Division Insurance Division Professional Licensing Utilities Division	\$ 1,883,441 6,364,545 1,382,568 3,870,891 782,671 6,898,108	\$ 1,930,962 7,059,508 1,455,874 4,517,481 863,462 7,230,820	\$ 1,930,962 7,222,008 1,455,874 4,517,481 793,462 7,230,820	\$ 1,930,962 7,222,008 1,455,874 4,517,481 793,462 7,230,820	\$	0 0 0 0 0	PG PG PG PG	4 LN 20 4 LN 26 4 LN 32 5 LN 4 5 LN 27 5 LN 33
Total Commerce, Department of	\$ 21,182,225	\$ 23,058,107	\$ 23,150,607	\$ 23,150,607	\$	0		
Governor General Office Terrace Hill Quarters Admin Rules Coordinator Natl Governors Association State-Federal Relations	\$ 1,569,857 343,149 136,458 164,393 111,236	\$ 1,823,111 378,633 150,013 64,393 115,748	\$ 1,823,111 378,633 150,013 64,393 115,748	\$ 1,823,111 378,633 150,013 64,393 115,748	\$	0 0 0 0	PG PG PG	7 LN 9 7 LN 16 7 LN 22 7 LN 29 7 LN 33
Total Governor	\$ 2,325,093	\$ 2,531,898	\$ 2,531,898	\$ 2,531,898	\$	0		

Administration and Regulation General Fund

H.F. 2521		Actual FY 2005		Estimated FY 2006		House Action FY 2007	 Senate Approp FY 2007		Senate Approp	Page & Line Number
		(1)		(2)		(3)	 (4)		(5)	(6)
Gov. Office of Drug Control Policy Drug Policy Coordinator	\$	263,195	\$	307,730	\$	307,730	\$ 307,730	\$	0	PG 8 LN 4
Human Rights, Department of Administration Deaf Services Asian & Pacific Islanders Persons with Disabilities Division of Latino Affairs Status of Women Status of African Americans Criminal & Juvenile Justice	\$	312,660 362,710 0 184,971 166,718 329,530 118,296 403,774	\$	317,028 374,367 6,000 193,531 170,749 335,501 121,655 827,398	\$	317,028 374,367 6,000 193,531 170,749 335,501 121,655 1,098,026	\$ 317,028 374,367 6,000 193,531 170,749 335,501 121,655 1,098,026	\$	0 0 0 0 0 0	PG 8 LN 28 PG 8 LN 34 PG 9 LN 10 PG 9 LN 14 PG 9 LN 20 PG 9 LN 26 PG 9 LN 33 PG 10 LN 4
Total Human Rights, Department of	\$	1,878,659	\$	2,346,229	\$	2,616,857	\$ 2,616,857	\$	0	
Inspections & Appeals, Dept of Inspections and Appeals										
Administration Division Administrative Hearings Div. Investigations Division Health Facilities Div. Employment Appeal Board Child Advocacy Board Total Inspections and Appeals	\$	1,661,342 614,114 1,407,295 2,276,836 52,869 1,962,059 7,974,515	\$	1,577,318 634,647 1,484,421 2,419,742 54,600 2,068,667 8,239,395	\$	1,657,318 634,647 1,484,421 2,339,742 54,600 2,068,667 8,239,395	\$ 1,657,318 634,647 1,484,421 2,339,742 54,600 2,068,667 8,239,395	\$	0 0 0 0 0 0	PG 10 LN 23 PG 10 LN 29 PG 10 LN 35 PG 11 LN 6 PG 11 LN 12 PG 11 LN 27
Racing Commission Pari-Mutuel Regulation Excursion Boat Gambling Reg. Total Racing Commission	_	2,208,807 1,863,403 4,072,210	_	2,617,511 2,491,949 5,109,460	_	2,657,394 3,199,440 5,856,834	 2,657,394 3,199,440 5,856,834	_	0 0	PG 12 LN 12 PG 12 LN 24
Total Inspections & Appeals, Dept of	\$	12,046,726	\$	13,348,855	\$	14,096,229	\$ 14,096,229	\$	0	

Administration and Regulation General Fund

H.F. 2521	Actual FY 2005	Estimated FY 2006	House Action FY 2007	Senate Approp FY 2007	Senate Approp vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Management, Department of DOM General Office Salary Adjustment Enterprise Resource Planning Salary Model Administrator Performance Audits Inst. for Tomorrow's Workforce LEAN/Process Improvement	\$ 2,164,904 0 57,435 123,598 0 0	154,135 5 57,435	\$ 2,244,335 0 57,435 127,936 108,000 0 108,000	\$ 2,244,335 0 57,435 127,936 108,000 0 108,000	\$ 0 0 0 0 0 0 0	PG 13 LN 19 PG 13 LN 25 PG 14 LN 4 PG 14 LN 31 PG 15 LN 2
Total Management, Department of	\$ 2,345,937	\$ 2,949,841	\$ 2,645,706	\$ 2,645,706	\$ 0	
Revenue, Dept. of Compliance Collection Costs and Fees Total Revenue, Dept. of	\$ 25,205,162 27,462 \$ 25,232,624	27,462	\$ 23,138,575 0 \$ 23,138,575	\$ 23,138,575 0 \$ 23,138,575	\$ 0 0 \$ 0	PG 15 LN 15
Secretary of State Administration and Elections Business Services LLC Biennial Reporting Total Secretary of State	\$ 660,233 1,684,012 0 \$ 2,344,245	2 2,003,091 0 275,000	2,003,091 0	\$ 707,942 2,003,091 0 \$ 2,711,033	\$ 0 0 0 \$ 0	PG 16 LN 18 PG 16 LN 28
Treasurer of State Treasurer - General Office Total Administration and Regulation	\$ 822,261 \$ 78,903,704		\$ 922,899 \$ 82,155,620	\$ 922,899 \$ 82,155,620	\$ 0 \$ 0	PG 17 LN 11

Administration and Regulation Non General Fund

H.F. 2521	 Actual FY 2005	 Estimated FY 2006	 House Action FY 2007	 Senate Approp FY 2007	 Senate Approp	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Commerce, Department of Real Estate Trust Act. Auditor	\$ 62,317	\$ 62,317	\$ 62,317	\$ 62,317	\$ 0	PG 6 LN 27
Inspections & Appeals, Dept of DIA - Use Tax Appropriation	\$ 1,424,042	\$ 1,482,436	\$ 1,482,436	\$ 1,482,436	\$ 0	PG 13 LN 2
Management, Department of DOM RUTF	\$ 56,000	\$ 56,000	\$ 56,000	\$ 56,000	\$ 0	PG 15 LN 7
IPERS Administration IPERS Administration	\$ 9,158,475	\$ 10,815,084	\$ 16,756,131	\$ 16,756,131	\$ 0	PG 17 LN 23
Revenue, Dept. of MVFT - Administration	\$ 1,215,068	\$ 1,252,669	\$ 1,258,042	\$ 1,258,042	\$ 0	PG 16 LN 2
Total Administration and Regulation	\$ 11,915,902	\$ 13,668,506	\$ 19,614,926	\$ 19,614,926	\$ 0	

Administration and Regulation $_{\mbox{\scriptsize FTE}}$

H.F. 2521	Actual FY 2005	Estimated FY 2006	House Action FY 2007	Senate Approp FY 2007	Senate Approp vs House Act	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Administrative Services, Dept. of Admin. Serv. General Office	359.00	456.26	443.68	443.68	0.00	PG 1LN 9
Auditor of State Auditor of State - Gen. Office	102.56	102.50	102.50	102.50	0.00	PG 3 LN 23
Ethics and Campaign Disclosure Ethics and Campaign Disclosure	6.02	6.00	6.00	6.00	0.00	PG 4LN 4
Commerce, Department of Alcoholic Beverages Banking Division Credit Union Division Insurance Division Professional Licensing Utilities Division	30.51 61.24 14.27 86.39 10.04 69.55	41.00 71.00 24.00 101.00 12.75 79.00	36.00 71.00 18.00 101.00 13.50 79.00	36.00 71.00 18.00 101.00 13.50 79.00	0.00 0.00 0.00 0.00 0.00 0.00	PG 4 LN 20 PG 4 LN 26 PG 4 LN 32 PG 5 LN 4 PG 5 LN 27 PG 5 LN 33
Total Commerce, Department of	272.00	328.75	318.50	318.50	0.00	
Governor General Office Terrace Hill Quarters Admin Rules Coordinator State-Federal Relations	17.20 8.06 2.79 2.01	19.25 8.00 3.00 2.00	19.25 8.00 3.00 2.00	19.25 8.00 3.00 2.00	0.00 0.00 0.00 0.00	PG 7 LN 9 PG 7 LN 16 PG 7 LN 22 PG 7 LN 33
Total Governor	30.06	32.25	32.25	32.25	0.00	
Gov. Office of Drug Control Policy Drug Policy Coordinator	8.61	8.00	8.00	8.00	0.00	PG 8LN 4
Human Rights, Department of Administration	6.91	7.00	7.00	7.00	0.00	PG 8 LN 28

Administration and Regulation

FTE

	Actual	Estimated	House Action	Senate Approp	Senate Approp	Page & Line
H.F. 2521	FY 2005	FY 2006	FY 2007	FY 2007	vs House Act	Number
	(1)	(2)	(3)	(4)	(5)	(6)
Human Rights, Department of (cont.)						
Deaf Services	5.32	6.00	6.00	6.00	0.00	PG 8 LN 34
Persons with Disabilities	3.22	3.20	3.20	3.20	0.00	PG 9 LN 14
Division of Latino Affairs	2.77	3.00	3.00	3.00	0.00	PG 9 LN 20
Status of Women	3.00	3.00	3.00	3.00	0.00	PG 9 LN 26
Status of African Americans	2.01	2.00	2.00	2.00	0.00	PG 9 LN 33
Criminal & Juvenile Justice	8.73	9.16	12.18	12.18	0.00	PG 10 LN 4
Total Human Rights, Department of	31.96	33.36	36.38	36.38	0.00	
Inspections & Appeals, Dept of						
Inspections and Appeals						
Administration Division	32.26	33.25	33.25	33.25	0.00	PG 10 LN 23
Administrative Hearings Div.	22.39	23.00	23.00	23.00	0.00	PG 10 LN 29
Investigations Division	40.99	45.00	45.00	45.00	0.00	PG 10 LN 35
Health Facilities Div.	109.62	118.25	118.25	118.25	0.00	PG 11 LN 6
Employment Appeal Board	12.66	15.00	15.00	15.00	0.00	PG 11 LN 12
Child Advocacy Board	35.19	38.99	38.99	38.99	0.00	PG 11 LN 27
Total Inspections and Appeals	253.11	273.49	273.49	273.49	0.00	
Racing Commission						
Pari-Mutuel Regulation	23.73	27.53	27.53	27.53	0.00	PG 12 LN 12
Excursion Boat Gambling Reg.	27.75	35.22	43.22	43.22	0.00	PG 12 LN 24
Total Racing Commission	51.48	62.75	70.75	70.75	0.00	
Total Inspections & Appeals, Dept of	304.59	336.24	344.24	344.24	0.00	
Management, Department of						
DOM General Office	25.06	32.00	32.00	32.00	0.00	PG 13 LN 19
Enterprise Resource Planning	0.00	1.00	1.00	1.00	0.00	PG 13 LN 25
Salary Model Administrator	0.96	1.00	1.00	1.00	0.00	PG 14 LN 4

Administration and Regulation $_{\mbox{\scriptsize FTE}}$

H.F. 2521	Actual FY 2005 (1)	Estimated FY 2006 (2)	House Action FY 2007 (3)	Senate Approp FY 2007 (4)	Senate Approp vs House Act (5)	Page & Line Number (6)
Management, Department of (cont.) LEAN/Process Improvement Performance Audits Total Management, Department of	0.00 0.00 26.02	0.00 2.50 36.50	1.00 2.50 37.50	1.00 2.50 37.50	0.00 0.00 0.00	PG 15 LN 2 PG 14 LN 31
IPERS Administration IPERS Administration	85.87	95.13	95.13	95.13	0.00	PG 17 LN 23
Revenue, Dept. of Compliance Tax Gap Collections Total Revenue, Dept. of	349.83 26.88 376.71	360.27 26.45 386.72	366.19 26.45 392.64	366.19 26.45 392.64	0.00 0.00 0.00	PG 15 LN 15
Secretary of State Administration and Elections Business Services LLC Biennial Reporting	9.93 28.63 0.00	10.00 32.00 1.00	10.00 32.00 0.00	10.00 32.00 0.00	0.00 0.00 0.00	PG 16 LN 18 PG 16 LN 28
Total Secretary of State	38.56	43.00	42.00	42.00	0.00	
<u>Treasurer of State</u> Treasurer - General Office	22.69	28.80	28.80	28.80	0.00	PG 17 LN 11
Total Administration and Regulation	1,664.65	1,893.51	1,887.62	1,887.62	0.00	